

US EPA RECORDS CENTER REGION 5



487234

1 IN RE:

2
3 INTERVIEWS OF IWD DRIVERS

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5 * * *

6 Sworn Statement of GARY WOOLERY, Witness
7 herein, taken before me, the undersigned, Carol A.
8 Sawyer, a Notary Public in and for the State of Ohio,
9 at the offices of Industrial Waste Disposal,
10 3975 Wagner-Ford Road, Dayton, Ohio, on Tuesday,
11 March 2, 1993, at 4:20 o'clock a.m.

12 * * *

1 APPEARANCES:

2 On behalf of Industrial Waste Disposal:

3 Waste Management of North America, Inc.

4 By: Meg Briarton
5 Paralegal
6 Mideast Region
17250 Newburgh Road
Livonia, Michigan 48152

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1 GARY WOOLERY
2 of lawful age, Witness herein, having been first duly
3 cautioned and sworn, as hereinafter certified, was
4 examined and said as follows:

5 EXAMINATION

6 BY-MS. BRIARTON:

7 Q. Would you please state your name, address
8 and age, please?

9 A. Gary Woolery, 6792 South Jay Road, West
10 Milton, Ohio.

11 Q. And your age?

12 A. Forty.

13 Q. Okay. Let's review your employment
14 history with IWD. Can you tell me when you started,
15 please?

16 A. Approximately 1977.

17 Q. 1977. Okay. And what was your position?

18 A. Driver.

19 Q. And what kind of driver, front end,
20 rolloff, did you start as relief?

21 A. Relief guy at first.

22 Q. 1977 as relief. Was that front end,
23 rolloff, all of them?

24 A. Yeah.

25 Q. Front end?

1 A. All of them.

2 Q. Okay. And how long did you continue as a
3 relief driver?

4 A. Until I got my own front end route.

5 Q. Which would be?

6 A. I don't remember.

7 Q. Do you have any idea if that would be in
8 the '80's, '70's?

9 A. Probably late '70's.

10 Q. Well, if you started in '77 --

11 A. I can't remember.

12 Q. Okay. So you got your own route, front
13 end?

14 A. Uh-hum.

15 Q. All right. Can you tell me to the best of
16 your recollection when you started driving what route
17 or what routes you might have run? I don't know if
18 this helps, but I've got maps and route lists of these
19 routes. Can you tell me if these are routes you
20 recall running when you first started driving, or if
21 you can tell me what part of town?

22 A. I run 21 Route.

23 Q. Which is the?

24 A. North -- no.

25 Q. Well, these route numbers may not

1 correspond to -- they may have changed since.

2 A. I guess.

3 Q. Or maybe you can tell me the geographic
4 area.

5 A. I run Kettering and Centerville
6 relief-wise.

7 Q. Okay.

8 A. And I had my own route in west Dayton.

9 Q. All right. When you started driving and
10 servicing Kettering and Centerville, do you recall
11 where you hauled most of your loads, did those go to
12 the incinerators?

13 A. Yes.

14 Q. Okay. Probably the south incinerator, I
15 would imagine?

16 A. Yes.

17 Q. And if you were diverted, where would you
18 generally haul to?

19 A. I don't remember.

20 Q. Don't remember. This doesn't help?

21 A. I don't remember.

22 Q. Okay. Did you service Kettering and
23 Centerville for several years?

24 A. No.

25 Q. Can you give me an idea?

1 A. Relief. I have no idea.

2 Q. Okay.

3 A. I never had my own route down there.

4 Q. Okay. Just in west Dayton?

5 A. West Dayton is where I had my own route.

6 Q. Was that for several years?

7 A. Yes. I had that for quite a while.

8 Q. What do you do now?

9 A. Run a route.

10 Q. Well, front end?

11 A. Front end route.

12 Q. Where do you service now?

13 A. Tipp City and Troy, it's all in Miami
14 County.

15 Q. How long have you been doing that?

16 A. Probably almost two years.

17 Q. All right. I'd like to run through
18 landfill names with you just as a -- I'm doing this
19 with everyone to kind of see whether you have or
20 haven't hauled to them. How about Springfield, do you
21 recall hauling to Springfield?

22 A. I can't remember.

23 Q. How about Tremont?

24 A. I think I hauled a few loads there.

25 Q. Do you have any recollection when?

1 A. I don't remember.

2 Q. Okay. How about Dorothy Lane?

3 A. When I first came here.

4 Q. When you first started. On a regular
5 basis?

6 A. When I first came here. It's the only
7 landfill we had.

8 Q. Is it? Okay.

9 A. You're talking about Cardington Road, I
10 assume, Dorothy Lane?

11 Q. Well, I think they're two different sites.
12 Cardington Road is this one and Dorothy Lane is
13 number --

14 A. I don't know where there's a landfill on
15 Dorothy Lane.

16 Q. I'm not sure.

17 A. Cardington Road is sort of on the corner
18 of Dorothy Lane and South Dixie. That's the way I
19 took it.

20 Q. Well, I think Tony Barbush did this map
21 sometime in the past, and I think he indicated --

22 A. Cardington's the only one I hauled to.
23 That's what I was thinking you meant.

24 Q. Okay. How about Black Clawson in
25 Franklin?

1 A. Never heard of it.

2 Q. Hilltop?

3 A. Never heard of it.

4 Q. Grove's?

5 A. Never heard of it.

6 Q. That's the same as Vance Road as I
7 understand, is that correct?

8 A. Vance Road? I've hauled a couple loads
9 since I've been back this time just recently.

10 Q. Okay. But nothing in the past?

11 A. No.

12 Q. All right. And you dumped at both
13 incinerators probably?

14 A. Yes.

15 Q. Just as a matter of record keeping, I'm
16 assuming you had a route sheet or if it was rolloff
17 you were dispatched, received tickets at the
18 landfills, standard record keeping?

19 A. Yes.

20 Q. Okay. And the only record document that
21 would indicate where you dumped at would be on the
22 ticket?

23 A. I guess. I don't remember what they even
24 looked like.

25 Q. Okay. Now, you indicated to me off the

1 record you've never hauled to Valleycrest, is that
2 correct?

3 A. Never.

4 Q. Okay. And you've indicated that you've
5 hauled to Cardington, which you've already discussed?

6 A. Yes.

7 Q. And how about Powell Road?

8 A. I've took some loads in there, but I don't
9 remember what.

10 Q. Okay. Do you remember any of the
11 customers, even if you don't remember the type of
12 waste, do you remember any of the customers you might
13 have hauled for?

14 A. No.

15 MS. BRIARTON: Okay. Can we go off the
16 record for just a minute?

17 (Thereupon, an off-the-record
18 discussion was had.)

19 Q. Okay. Gary, I had provided you with a
20 list of Powell customer names, and do you recall any
21 of those customers off the list I gave you?

22 A. No.

23 Q. Do you recall if you hauled to Powell Road
24 frequently or just generally when diverted from the
25 incinerator?

1 A. I don't recall hauling to Powell Road when
2 I was diverted from the incinerator.

3 Q. Okay. Any idea of what type of waste,
4 whether it was construction debris or just general
5 waste type?

6 A. I don't remember.

7 Q. Okay. Has anyone else contacted you with
8 respect to information on Powell Road?

9 A. No.

10 MS. BRIARTON: All right.

11 THE WITNESS: That's it?

12 MS. BRIARTON: That's it.

13 (Thereupon, the statement concluded at
14 4:40 o'clock a.m.)

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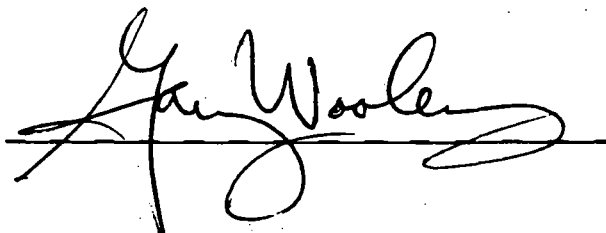
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1 I, GARY WOOLERY, do hereby certify that the
2 foregoing is a true and accurate transcription of my
3 testimony.

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7
8 Dated 4-8-93

cs93-438

1 STATE OF OHIO)

2 COUNTY OF MONTGOMERY) SS: CERTIFICATE

3 I, Carol A. Sawyer, a Notary Public within and
4 for the State of Ohio, duly commissioned and
5 qualified,

6 DO HEREBY CERTIFY that the above-named
7 GARY WOOLERY, was by me first duly sworn to testify
8 the truth, the whole truth and nothing but the truth;
9 that said testimony was reduced to writing by me
10 stenographically in the presence of the witness and
11 thereafter reduced to typewriting.

12 I FURTHER CERTIFY that I am not a relative or
13 Attorney of either party nor in any manner interested
14 in the event of this action.

15 IN WITNESS WHEREOF, I have hereunto set my hand
16 and seal of office at Dayton, Ohio, on this
17 16th day of March, 1993.

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CAROL A. SAWYER
NOTARY PUBLIC, STATE OF OHIO
My commission expires 10-27-97